

The Rhode Island Fire Safety Code Board of Appeal and Review met at its headquarters located at 1 Regan Court, Varley Building #46, in Cranston, RI on Tuesday, July 23, 2013 at 1:00 P.M. Present were Chairman Newbrook and Commissioners Booth, Pearson, Thornton, Jackson, Sylvester, Burlingame and Richard. Vice Chairperson Filippi and Commissioners Walker and Blackburn were absent. Also present were Executive Director Thomas B. Coffey, Jr. and Administrative Assistant Desiree Campanini.

The following cases were heard.

APPEAL #130123: Pioneer Investments, LLC, for the property located at 306 Washington Street, West Warwick. ADSFM James Bobola appeared for the West Warwick Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioner Thornton, to grant the Applicant a time variance of thirty (30) days to submit a plan of action to the West Warwick Fire Marshal's Office to bring this facility into full compliance and an additional 150 days to implement that plan, with the West Warwick Fire Marshal's Office authorized to extend the above deadlines, if a good faith effort is being made by the Applicant. The Board granted the Applicant a variance to install one (1) egress window in each of the three (3) bedrooms, with no locks on the bedroom doors. The Applicant requested relief from the basement headroom issue in the dwelling unit in the means of egress. The motion passed with Commissioner Jackson abstaining from the vote.

APPEAL #100108: Mr. Mark A. Demers, Sr., for the property located at 33 Factory Street, West Warwick. ASDFM James Bobola and ADSFM Albert Zinno appeared for the West Warwick Fire Marshal's Office. Commissioner Pearson made a motion, seconded by Commissioner Jackson, to grant the Applicant a time variance of thirty (30) days to submit a plan of action to the West Warwick Fire Marshal's Office to bring this facility into full compliance with the fire code and an additional 150 days to implement that plan, with the West Warwick Fire Marshal's Office authorized to extend the above deadlines, if a good faith effort is being shown by the Applicant. The motion was unanimous.

APPEAL #130133: Mr. Donald E. Lapierre, for the property located at 398 Cowesett Road, Warwick. ADSFM Michael Matteson appeared for the Warwick Fire Marshal's Office. The Warwick Fire Marshal's Office advised the Board that the Applicant has corrected all deficiencies except for Item #4 (fire escape ladder). Commissioner Sylvester made a motion, seconded by Commissioner Richard, to grant the Applicant a time variance of thirty (30) days to devise a plan of action with the Warwick Fire Marshal's Office to address Item #4 (fire escape ladder) and an additional 150 days to implement this plan, with the Warwick Fire Marshal's Office authorized to extend the above deadlines, if a good faith effort is being shown by the Applicant. The Applicant was advised by the Board this file will remain open. If either party needs to return to the Board they may do so on September 10,

2013. The motion was unanimous.

APPEAL #130125: Mr. David LaPlante, for the property located at 20 Prospect Street, Providence. Commissioner Thornton recused herself from consideration of this case. ADSFM Richard Vespia and ADSFM Timothy Lutz appeared for the Providence Fire Marshal's Office. Commissioner Jackson made a motion, seconded by Commissioner Sylvester, to accept the Applicant's plan of action for the renovation of the facility. The Board granted the Applicant several structural and historical variances. The Board advised the Applicant this facility must be brought into full compliance prior to re-occupancy of this facility. The motion passed.

APPEAL #130039: Mr. Ray Meyerson, for the property located at 199 Spring Street, Newport. ADSFM Christopher Mahoney appeared for the Newport Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioner Booth, to grant the Applicant a time variance of thirty (30) days to submit a plan of action to the Newport Fire Marshal's Office to bring this facility into compliance with the fire code and an additional 150 days to implement that plan, with the Newport Fire Marshal's Office authorized to extend the above deadlines, if a good faith effort is shown by the Applicant. The motion passed with Commissioner Burlingame opposing the vote.

APPPEAL #13040: Mr. Ray Meyerson, for the property located at 205 Spring Street, Newport. ADSFM Christopher Mahoney appeared for

the Newport Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioner Booth, to grant the Applicant a time variance of thirty (30) days to submit a plan of action to the Newport Fire Marshal's Office to bring this facility into compliance with the fire code and an additional (150) days to implement that plan, with the Newport Fire Marshal's Office authorized to extend the above deadlines, if a good faith effort is shown by the Applicant. The motion passed with Commissioner Burlingame opposing the vote.

APPEAL #130141: Mr. Ray Meyerson, for the property located at 41 Pelham Street, Newport. ADSFM Christopher Mahoney appeared for the Newport Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioner Booth, to grant the Applicant a time variance of thirty (30) days to submit a plan of action to the Newport Fire Marshal's Office to bring this facility into compliance with the fire code and an additional (150) days to implement that plan, with the Newport Fire Marshal's Office authorized to extend the above deadlines, if a good faith effort is shown by the Applicant. The motion passed with Commissioner Burlingame opposing the vote.

APPEAL #130069: Mr. Curt Genga, for the property located at 44 Ochre Point Avenue, Newport (The Breakers). ADSFM Christopher Mahoney appeared for the Newport Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioner Burlingame, to postpone taking any action in this case. The Board scheduled an on-site inspection of this facility for August 22, 2013.

The motion passed with Commissioner Booth recusing himself from consideration of this case.

APPEAL #130070: Mr. Curt Genga, for the property located at 596 Bellevue Avenue, Newport (Marble House). ADSFM Christopher Mahoney appeared for the Newport Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioner Burlingame, to postpone taking any action in this case. The Board scheduled an on-site inspection of this facility for August 22, 2013. The motion passed with Commissioner Booth recusing himself from consideration of this case.

APPEAL #130071: Mr. Curt Genga, for the property located at 548 Bellevue Avenue, Newport (Rose Cliff). ADSFM Christopher Mahoney appeared for the Newport Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioner Burlingame, to postpone taking any action in this case. The Board scheduled an on-site inspection of this facility for August 22, 2013. The motion passed with Commissioner Booth recusing himself from consideration of this case.

Respectfully submitted

Desiree Campanini

Administrative Assistant